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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/807,070	07/05/2001	John W. Sims	39786/MEG	2377

23363 7590 02/07/2008  
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PASADENA, CA 91109-7068

EXAMINER
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LANEAU, RONALD

ART UNIT	PAPER NUMBER
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3714

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02/07/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte JOHN W. SIMS and REX A. TOWNSEND

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Application No. 09/807,070

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences (BPAI) on January 28, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below.

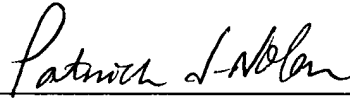
On July 26, 2006, the Examiner mailed a Final Rejection. On page 1 of the rejection number 6) indicates that claims 1-26 are rejected. While, the Examiner did mention in his Final Rejection and in the Examiner's Answer claims 2, 4, 6, 8, 10, 12, 14, 16, 18, and 20-23. However, it is unclear as to what grounds claims 2, 4, 6, 8, 10, 12, 14, 16, 18, and 20-23 are rejected under. Clarification is required.

Application No. 09/807,070

Accordingly, it is ORDERED that the application is returned to the Examiner to:

1. to vacate the Examiner's Answer mailed June 19, 2007, and issue a revised Examiner's Answer to include all claims and the grounds in which they are rejected under; and
2. for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCE



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PATRICK J. NOLAN  
Deputy Chief Appeals Administrator  
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